

**VILLAGE OF DOLTON
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 20-007

**AN ORDINANCE AMENDING TITLE 6, "MOTOR VEHICLES AND
TRAFFIC" CHAPTER 3 "RULES OF THE ROAD" TO ADD SECTION 6-
3-25 "OPERATING A MOTOR VEHICLE WHILE USING AN
ELECTRONIC DEVICE"**

**BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE
VILLAGE OF DOLTON, COOK COUNTY, ILLINOIS**, in the exercise of its home rule
authority as follows:

SECTION 1: Title 6, Chapter 3 of the Dolton Village Code is hereby amended to add
section 6-3-25 as follows:

6-3-25 Operating a Motor Vehicle while Using an Electronic Device

A. Definitions: "Electronic communication device" means an electronic device, including,
but not limited to, a hand-held wireless telephone, hand-held personal digital assistant, or a
portable or mobile computer, but does not include a global positioning system or navigation system
or a device that is physically or electronically integrated into the motor vehicle.

B. A person may not operate a motor vehicle on a roadway while using an electronic
communication device, including using an electronic communication device to watch or stream
video.

C. A person who violates this Section shall be fined a maximum of \$75 for a first offense,
\$100 for a second offense, \$125 for a third offense, and \$150 for a fourth or subsequent offense.

D. This Section does not apply to:

(1) a law enforcement officer or operator of an emergency vehicle while performing his or

her official duties;

(1.5) a first responder, including a volunteer first responder, while operating his or her own personal motor vehicle using an electronic communication device for the sole purpose of receiving information about an emergency situation while en route to performing his or her official duties;

(2) a driver using an electronic communication device for the sole purpose of reporting an emergency situation and continued communication with emergency personnel during the emergency situation;

(3) a driver using an electronic communication device in hands-free or voice-operated mode, which may include the use of a headset;

(4) a driver of a commercial motor vehicle reading a message displayed on a permanently installed communication device designed for a commercial motor vehicle with a screen that does not exceed 10 inches tall by 10 inches wide in size;

(5) a driver using an electronic communication device while parked on the shoulder of a roadway;

(6) a driver using an electronic communication device when the vehicle is stopped due to normal traffic being obstructed and the driver has the motor vehicle transmission in neutral or park;

(7) a driver using two-way or citizens band radio services;

(8) a driver using two-way mobile radio transmitters or receivers for licensees of the Federal Communications Commission in the amateur radio service;

(9) a driver using an electronic communication device by pressing a single button to initiate or terminate a voice communication; or

(10) a driver using an electronic communication device capable of performing multiple functions, other than a hand-held wireless telephone or hand-held personal digital assistant (for example, a fleet management system, dispatching device, citizens band radio, or music player) for a purpose that is not otherwise prohibited by this Section.

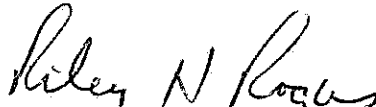
SECTION 2: Severability. The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence or paragraph of this Ordinance or the application thereof to any person, establishment or circumstances shall be held invalid or unconstitutional by any court having competent jurisdiction, such invalidity shall not affect the other provisions or applications of this Ordinance.

SECTION 3: This ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Dolton that to the extent that the terms of this ordinance should be inconsistent with any non-preemptive state law, that this ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 4: Repealer. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 5: Effective Date. This Ordinance shall be in full force and effect upon its passage, approval, and publication as required by law.

PASSED AND APPROVED this 25th day of June, 2020.



RILEY H. ROGERS, Mayor

ATTEST:

Mary Kay Duggan

MARY KAY DUGGAN, Village Clerk

Ayes: 4 Brown, Henyard, House, Steave
Nays: 0
Absent: 2 Denton, Holmes
Abstain: 0